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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant ~~TRADEMARK~~ Steven D. Girouard et al.

Title: METHOD AND APPARATUS FOR CELL AND ELECTRICAL THERAPY OF LIVING TISSUE

Docket No.: 279.597US1 Serial No.: 10/722,115

Filed: November 25, 2003 Due Date: N/A

Examiner: Unknown Group Art Unit: 1744

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

We are transmitting herewith the following attached items (as indicated with an "X"):

- A return postcard.
 A Communication Concerning Related Applications (1 pg.).
 An Information Disclosure Statement (2 pgs.), Form 1449 (2 pgs.), and copies of 92 cited documents.

Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
Customer Number 21186

By: Janet E. Embretson
Atty: Janet E. Embretson
Reg. No. 39,665

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Name

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SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
(GENERAL)

S/N 10/722,115

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Steven D. Girouard et al.

Examiner: Unknown

Serial No.: 10/722,115

Group Art Unit: 1744

Filed: November 25, 2003

Docket: 279.597US1

O I P E Title: METHOD AND APPARATUS FOR CELL AND ELECTRICAL THERAPY OF
LIVING TISSUE

COMMUNICATION CONCERNING RELATED APPLICATION(S)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicants would like to bring to the Examiner's attention the following related application(s) in the above-identified patent application:

| <u>Serial/Patent No.</u> | <u>Filing Date</u> | <u>Attorney Docket</u> | <u>Title</u> |
|--------------------------|--------------------|------------------------|---|
| 10/723,258 | November 25, 2003 | 279.466US1 | METHOD AND APPARATUS FOR CELL AND ELECTRICAL THERAPY OF LIVING TISSUE |
| 10/788,906 | February 27, 2004 | 279.696US1 | METHOD AND APPARATUS FOR DEVICE CONTROLLED GENE EXPRESSION |
| 10/862,716 | June 7, 2004 | 279.697US1 | METHOD AND APPARATUS TO MODULATE CELLULAR REGENERATION POST MYOCARDIAL INFARCT |

Respectfully submitted,

STEVEN D. GIROUARD ET AL.
By Applicants' Representatives,
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
(612) 373-6912

Date

July 2, 2004 By [Signature]
Atty: Janet E. Embretson
Reg. No. 39,665

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Janet E. Embretson
Name

Signature

Janet E. Embretson
Signature

S/N 10/722,115



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Steven D. Girouard et al. Examiner: Unknown
Serial No.: 10/722,115 Group Art Unit: 1744
Filed: November 25, 2003 Docket: 279.597US1
Title: METHOD AND APPARATUS FOR CELL AND ELECTRICAL THERAPY OF
LIVING TISSUE

INFORMATION DISCLOSURE STATEMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. §§ 1.97 *et. seq.*, the enclosed materials are brought to the attention of the Examiner for consideration in connection with the above-identified patent application. Applicants respectfully request that this Information Disclosure Statement be entered and the documents listed on the attached Form 1449 be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicants request that a copy of the 1449 form, initialed as being considered by the Examiner, be returned to the Applicants with the next official communication.

Pursuant to 37 C.F.R. § 1.97(b), it is believed that no fee or statement is required with the Information Disclosure Statement. However, if an Office Action on the merits has been mailed, the Commissioner is hereby authorized to charge the required fees to Deposit Account No. 19-0743 in order to have this Information Disclosure Statement considered.

INFORMATION DISCLOSURE STATEMENT

Serial No :10/722,115

Filing Date: November 25, 2003

Title: METHOD AND APPARATUS FOR CELL AND ELECTRICAL THERAPY OF LIVING TISSUE

Page 2
Dkt: 279.597US1

The Examiner is invited to contact the Applicants' Representative at the below-listed telephone number if there are any questions regarding this communication.

The present application is either a U.S. national patent application filed after June 30, 2003 or an international application that entered the national stage under 35 U.S.C. § 371 after June 30, 2003. Thus, Applicant believes that the U.S. Patent & Trademark Office has waived the requirement under 37 C.F.R. 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication. The waiver is provided in a pre-OG notice from the U.S. Patent & Trademark Office entitled "Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003" and dated July 11, 2003. Applicant acknowledges the requirement to submit copies of foreign patent documents and non-patent literature in accordance with 37 C.F.R. 1.98(a)(2).

Respectfully submitted,

STEVEN D. GIROUARD ET AL.

By their Representatives,

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Date July 2, 2004

By Janet E. Embretson

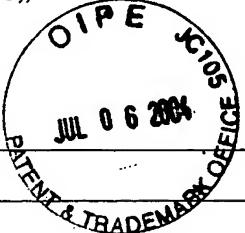
Atty: Janet E. Embretson

Reg. No. 39,665

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 2 day of July, 2004.

Pamela M. Luster
Name

Pamela M. Luster
Signature

| | | | | | | | | | | | | | |
|--|-------------------|--|--|--------------------|------------|-------------|-------------------|----------------------|------------------|----------------|------|---------------|---------|
| Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary) | | Complete if Known <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>10/722,115</td> </tr> <tr> <td>Filing Date</td> <td>November 25, 2003</td> </tr> <tr> <td>First Named Inventor</td> <td>Girouard, Steven</td> </tr> <tr> <td>Group Art Unit</td> <td>1744</td> </tr> <tr> <td>Examiner Name</td> <td>Unknown</td> </tr> </table> | | Application Number | 10/722,115 | Filing Date | November 25, 2003 | First Named Inventor | Girouard, Steven | Group Art Unit | 1744 | Examiner Name | Unknown |
| Application Number | 10/722,115 | | | | | | | | | | | | |
| Filing Date | November 25, 2003 | | | | | | | | | | | | |
| First Named Inventor | Girouard, Steven | | | | | | | | | | | | |
| Group Art Unit | 1744 | | | | | | | | | | | | |
| Examiner Name | Unknown | | | | | | | | | | | | |
| | | Attorney Docket No: 279.597US1 | | | | | | | | | | | |
| | |  | | | | | | | | | | | |
| Sheet 1 of 14 | | | | | | | | | | | | | |

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EXAMINER

DATE CONSIDERED

Substitute Disclosure Statement Form (PTO-1449)

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional) 2 Applicant is to place a check mark here if English language Translation is attached

| | | | | | | |
|---|--|--|--|--|--|--|
| Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i> | | Complete if Known Application Number 10/722,115 Filing Date November 25, 2003 First Named Inventor Girouard, Steven Group Art Unit 1744 Examiner Name Unknown | | | | |
| | | Attorney Docket No: 279.597US1 | | | | |
| Sheet 2 of 14 | | | | | | |

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EXAMINER

DATE CONSIDERED

Substitute Disclosure Statement Form (PTO-1449)

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.
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| Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i> | | Complete if Known Application Number 10/722,115 Filing Date November 25, 2003 First Named Inventor Girouard, Steven Group Art Unit 1744 Examiner Name Unknown | | | | |
| | | Attorney Docket No: 279.597US1 | | | | |
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EXAMINER

DATE CONSIDERED

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|--|--|-----------------------------|-------------------|
| Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i> | | <i>Complete if Known</i> | |
| | | Application Number | 10/722,115 |
| | | Filing Date | November 25, 2003 |
| | | First Named Inventor | Girouard, Steven |
| | | Group Art Unit | 1744 |
| | | Examiner Name | Unknown |
| Sheet 4 of 14 Attorney Docket No: 279.597US1 | | | |

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| | | Filing Date | November 25, 2003 |
| | | First Named Inventor | Girouard, Steven |
| | | Group Art Unit | 1744 |
| | | Examiner Name | Unknown |
| Sheet 10 of 14 | | Attorney Docket No: 279.597US1 | |

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| | | Group Art Unit | 1744 |
| | | Examiner Name | Unknown |
| Sheet 11 of 14 | | Attorney Docket No: 279.597US1 | |

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